IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

FRIDAY, THE 6TH JULY 1906 / 15TH ASHADA 1928

Bail Appl..No. 4055 of 2006

(CRIME NO.428/2006 OF TALIPARAMBA POLICE STATION)

PETITIONERS/ACCUSED.

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1. BINOY @ ISSAC, S/O.ISSAC,
   AGD 22 YEARS, AOTHAMATATHIL HOUSE, CHULLI AMSO,
   VALLIKKADVU VILLAGE, VELLARIKUNDU,
   KASARAGOD DISTRICT.

2. SAJU, S/O.JAYAPRAKASH,
   23 YEARS, KANIYANKANDI HOUSE,
   PULIYANMOOLA, ALAVIL P.O. KANNUR DISTRICT.

BY ADV. SRI.B.PREMNATH (E)

RESPONDENTS: COMPLAINANT.

STATE, REPRESENTED BY THE STATION HOUSE
OFFICER, TALIPARMBA POLICE STATION, KANNUR DIST.
REPRESENTED BY THE PUBLIC PROSECUTOR, HIGH COURT
OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR T.K. KUNHABDULLA

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 06/07/2006, THE COURT ON 06/07/1906 PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 4055/2006

DATED THIS THE 6TH DAY OF JULY, 2006

O R D E R

The petitioners are the accused, in crime No.428/2006 of Taliparamba Police Station, for the offence punishable under Section 55(a) of the Abkari Act. Four liters of arrack were seized from the autorickshaw of the petitioners, who were travelling from Vellarikkundu to Kannur. On the way, they stopped at Taliparamba for having meals. It was then that the police seized the contraband, from the vehicle. The petitioners were arrested on 25.6.2006, and remain in judicial custody. Hence this application, under Section 439 Cr.P.C.

2. I heard both sides. Considering the facts submitted by the learned counsel as well as the Public Prosecutor, I grant bail and release the petitioners from jail, subject to the following conditions:-

(a.) Each petitioner shall execute a bond

for Rs.25,000/-, with two solvent sureties, each for the like sum, to the satisfaction of the Judicial Magistrate of First Class, Taliparamba.

(b). The petitioners shall report before the investigating officer of Taliparamba Police Station, once in a week, on every Tuesday, between 10.00 a.m and 11.00 a.m., for a period of three months, starting from 11.7.2006.

The application is allowed as above.

J.M.JAMES
JUDGE

mrcs